

RECEIVED PTO 17 MAY 2005

PATENT
UVMO:023US

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Erb-2 RECEPTOR TARGETING PEPTIDE**, the Specification of which:

☐ is attached hereto.
☒ was filed on **January 3, 2005** as Application Serial No. **10/520,408**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 or 365(b) of any foreign application(s) for patent, United States provisional application(s), or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
PCT/US03/021150	PCT	July 3, 2003	YES
(Number)	(Country)	(Date Filed)	Yes/No
60/394,174	USA	July 3, 2002	YES
(Number)	(Country)	(Date Filed)	Yes/No

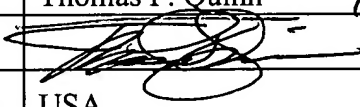
I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below or any PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed

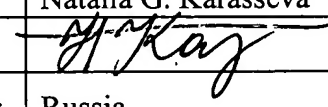
in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application: NONE.

(Application Serial No.)	(Filing Date)	(Status)
(Application Serial No.)	(Filing Date)	(Status)

I hereby direct that all correspondence and telephone calls be addressed to Steven L. Highlander, Fulbright & Jaworski L.L.P., 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (512) 474-5201.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

Inventor's Full Name:	Thomas P. Quinn	1-00
Inventor's Signature:		Date: 4/22/05
Country of Citizenship:	USA	
Residence Address: (street, number, city, state, and/or country)	5700 Sinclair Road Columbia, MO 65203 MO	
Post Office Address: (if different from above)		

Inventor's Full Name:	Natalia G. Karasseva	2a
Inventor's Signature:		Date: 4/22/05
Country of Citizenship:	Russia	
Residence Address: (street, number, city, state, and/or country)	407 Parkade Columbia, MO 65202 MO	
Post Office Address: (if different from above)		

PATENT
CUSTOMER NO: 32425

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas P. Quinn

Natalia G. Karasseva

Serial No.: 10/520,408

Filed: January 3, 2005

For: Erb-2 RECEPTOR TARGETING PEPTIDE

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: UVMO:023US

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73
AND POWER OF ATTORNEY

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints all attorneys or agents associated with Customer Number 32425, each of whom is an attorney or agent with the firm of FULBRIGHT & JAWORSKI L.L.P., as its attorney or agent, for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to The Curators of the University of Missouri, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Steven L. Highlander
FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

ASSIGNEE:
The Curators of the University of Missouri

By: Thomas R. Sharpe
Name: Thomas R. Sharpe, Ph.D.
Title: Executive Director, OTSP
Date: 5/2/05

ASSIGNMENT:

- ☒ Concurrently filed
☐ Previously recorded

Date: _____
Reel: _____
Frames: _____

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to The Curators of the University of Missouri (the "Assignee"), having a place of business at 475 McReynolds Hall, Columbia, MO 65211-2015, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, Serial No. 10/520,408 which has been filed on **January 3, 2005** and is entitled "**Erb-2 RECEPTOR TARGETING PEPTIDE**", which claims priority to PCT/US03/021150 filed July 3, 2003, which claims to US Provisional Application Number 60/394,174 filed July 3, 2002, such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: [Signature]
Name: Thomas P. Quinn

Date: 4/22/05

STATE OF Missouri
COUNTY OF Boone

BEFORE ME, the undersigned authority, on this 22nd day of April, 2005 personally appeared Thomas P. Quinn, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] JUDITH A. TAYLOE
Notary Public - Notary Seal
STATE OF MISSOURI
Howard County
My Commission Expires: Jan 22, 2006

[Signature]
Notary or Consular Officer

Signature: [Signature]
Name: Natalia G. Karasseva

Date: 04/22/05

STATE OF Missouri
COUNTY OF Boone

BEFORE ME, the undersigned authority, on this 22nd day of April, 2005 personally appeared Natalia G. Karasseva, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] MARLA L. BARRETT
Notary Public - Notary Seal
STATE OF MISSOURI
Boone County
My Commission Expires: Jan 22, 2006

[Signature]
Notary or Consular Officer

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701